

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
5:17-cv-00110-RJC

DENNIS BUNTON,

Plaintiff,

v.

NANCY A. BERRYHILL,
Acting Commissioner of
Social Security Administration,

Defendant.

ORDER

This matter comes before the court on Defendant's Motion to Dismiss. (Doc. No. 9). Defendant points out that the present action is duplicative of a prior action by the same plaintiff, No. 5:16-cv-38-MR, which this Court remanded to the Commissioner for further proceedings pursuant to sentence six of 42 U.S.C. § 405(g). The present action, which seeks to accomplish the same judicial review, is unnecessary and duplicative. Plaintiff agrees. (Doc. No. 11). Therefore, the present action is **DISMISSED**, to enable continuation in case No. 5:16-cv-38-MR. Defendant's Motion to Dismiss, (Doc. No. 9), is **GRANTED**.

Signed: August 29, 2018



Robert J. Conrad, Jr.
United States District Judge

